



NEWS RELEASE

Office of the
United States Attorney
for the
District of Nebraska
Joe W. Stecher

1620 Dodge Street Suite 1400 Omaha NE 68102-1506 (402) 661-3700

December 8, 2008

United States Attorney Joe W. Stecher and the Omaha Police Department announce the following information for the attention of the media:

Event Triggering this Release:

Michael Tobin was sentenced to 121 months imprisonment by the Honorable Laurie Smith-Camp, United States District Judge, following his conviction for Possession with Intent to Distribute 5 grams or more of Cocaine Base. Tobin was ordered to serve 4 years of supervised release following his release from incarceration and pay a \$100 Special Assessment.

On December 4, 2007, Omaha Police Officers responded to a disturbance call at an Omaha apartment complex. Upon arrival, officers met with the caller who said her brother lived in apartment #1 and that there were parties selling drugs out of his apartment who refused to leave. Officers approached the apartment and observed several individuals, including defendant Michael Tobin and co-defendant Harvey Lane, attempting to leave. One of the individuals was seen dropping a crack pipe. All parties were secured, and officers received permission to search the residence from the renter. A large bag of crack containing 48 individually wrapped pieces of crack was found on the floor near where Harvey Lane was seen standing. Test results were positive for crack, total weight was 7.8 grams. Several crack pipes and paraphernalia were found throughout the apartment. All parties were then interviewed.

A female party present at the scene was charged with possession of a small amount of crack found in the bathroom. In a post-arrest interview she said she knew Michael Tobin was selling crack from the apartment and that she had purchased some from him earlier that evening. She further stated she had been working with Tobin for the previous six months selling crack for him. She stated for the previous two months, Tobin would sell 3 to 5 quarter ounce quantities of crack daily from the apartment. Tobin would usually sell Harvey Lane a quarter ounce which he would in turn sell out of the apartment as well. Tobin would sell the remaining amount with her help.

Name of Defendant: Michael Tobin

AKA:

AGE: 36

Crime(s) Charged and Potential Penalty (A CHARGE is merely an accusation and every defendant is presumed innocent until and unless proven guilty): Possession with Intent to Distribute Cocaine Base; 5-40 years imprisonment, \$2,000,000 fine, 5 years supervised release, and \$100 Special Assessment.

Specific Location of Alleged Crime: Omaha, Ne.

Location of Arrest: Omaha, Ne.

Alleged Dollar Loss/Type and Quantity of Drug: Approximately 150 grams of cocaine base.

Others Charged in Same Scheme: N/A

Relevant Dates:

Date of Alleged Crime: December 4, 2007

Federal Arrest Date: March 26, 2008

Date Complaint Issued: N/A

Indictment Returned Date: March 19, 2008

Initial Appearance Date: April 4, 2008

Plea Date(s): September 22, 2008

Sentencing Date: December 8, 2008

Next Court Hearing Type and Date: N/A

Assigned Magistrate Judge: Thomas D. Thalken

Held without Bond, or Released from Custody: On pre-trial release since November 6, 2008

In Continuous Custody Since: N/A

Assigned District Court Judge: Laurie Smith Camp

Initials of Assigned SAUSA/Preparer of THIS Release: TJK